

UNITED STATES DISTRICT COURT  
For the  
EASTERN DISTRICT OF N.Y.

INDEX NO.: CV-115069

DATE FILED: 10/18/2011

**AFFIDAVIT OF SERVICE  
SUMMONS IN CIVIL ACTION  
&  
VERIFIED COMPLAINT**

-----X  
**MARIANNE NICOSIA**

Plaintiff,

-against-

**UNITED STATES POSTAL SERVICES,**

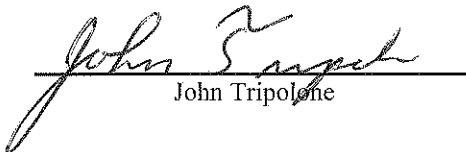
,  
Defendants  
-----X

STATE OF NEW YORK, COUNTY OF NASSAU; ss: John Tripolone being first duly sworn, deposes and states that deponent is over the age of 18 years, is not a party to the action herein and resides in the State of New York.

On **12/7/2011** at **3:00 PM** at **100 FEDERAL PL. RM.610 CENTRAL ISLIP, N.Y. 11772** affiant served the within **SUMMONS & VERIFIED COMPLAINT** upon **J.McDermott**, an agent authorized to accept for said defendant **UNITED STATES POSTAL SERVICES** Deponent person to be an authorized agent for said defendant **UNITED STATES POSTAL SERVICES** and was of ~~suddable~~ **SUITABLE AGE**.

The person so served is described as follows: **Sex: MALE Age: 50 Race: WHITE Hair Color: BROWN**  
**Height: 6'2" Weight: 225 Eye Color:**  
**Other :**

**X** I Asked the individual so served as to whether or not the Defendant was in the active military or naval service of the United States of America or New York State in any manner or capacity and I received a negative reply. The person so served wore ordinary civilian clothing and no naval or military uniform. The source of this information are the events set forth above, which form the grounds for my belief. Based upon the foregoing, I hereby state, upon information and belief, that the Respondent is not in the military or naval service of the United States of America or the State of New York as same is defined in state and Federal statutes.

  
John Tripolone

Subscribed and sworn to before me  
this 13 day of December 2011



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CATHERINE WARD  
Notary Public, State of New York  
No. 01WA6120736  
Qualified in Suffolk County  
Commission Expires: Dec. 27, 2012